

JOURNAL OF THE SENATE [April 17, 1975]

STATE OF WISCONSIN

# Senate Journal

**Eighty-Second Regular Session**

---

THURSDAY, April 17, 1975.

9:00 A.M.

The senate met.

The senate was called to order by the president of the senate.

Prayer was offered by Reverend Jay Burriss, Pastor of Mount Calvary Church, Madison.

The senate remained standing and the president of the senate led the senate in the pledge of allegiance to the flag of the United States of America.

The roll was called and the following senators answered to their names:

Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno and Whittow -- 32.

Absent -- Senator Thompson -- 1.

Absent with leave -- None.

---

## BILLS INTRODUCED

Read first time and referred:

### **Senate Bill 343**

Relating to creating a community human services planning pilot program and making an appropriation.

By Senators Devitt, Thompson, Lorge, Martin, Peloquin, Chilsen, LaFave, Krueger, Hollander, Bidwell, Bablitch, Morrison, Cullen, Keppler, McKenna, Murphy, Swan, Knowles, Knutson and Flynn, cosponsored by Representatives Rooney, Day, Kedrowski, McClain, Dandeneau, Schricker, Porter, Byers, Ferrall, Hansen,

JOURNAL OF THE SENATE [April 17, 1975]

Sanasarian, Roberts, Vanderperren, Schneider, Otte, Ward, Early, Molinaro, Snyder, Schroeder, Quackenbush and Bradley.

To committee on Agriculture, Human Services, Labor and Taxation.

---

COMMITTEE REPORTS

The committee on Judiciary and Consumer Affairs reports and recommends for introduction:

**Senate Bill 344**

Relating to various changes in the elections code, granting rule-making authority and providing penalties.

By request of Wisconsin State Elections Board.

Introduction: Ayes, 3; Noes, 0.

Read first time and referred to committee on Judiciary and Consumer Affairs.

and further recommends:

**Senate Bill 83**

Relating to uniform regulation of corporations, associations, partnerships and business trusts acting in fiduciary capacities.

Introduction of senate amendment 1; Ayes, 5; Noes, 0.

Adoption of senate amendment 1; Ayes, 5; Noes, 0.

Passage as amended; Ayes, 5; Noes, 0.

**Senate Bill 184**

Relating to self-proved wills.

Passage: Ayes, 4; Noes, 1.

**Senate Bill 186**

Relating to ownership of investment securities clearing corporations and to holding of securities by fiduciaries and by custodians for fiduciaries.

Introduction of senate amendment 1; Ayes, 5; Noes, 0.

Adoption of senate amendment 1; Ayes, 5; Noes, 0.

Passage as amended; Ayes, 4; Noes, 1.

**Senate Bill 194**

Relating to administrative termination of joint tenancies.

Passage: Ayes, 4; Noes, 1.

JOURNAL OF THE SENATE [April 17, 1975]

**Assembly Bill 113**

Relating to legal counsel for school boards in joint city school districts.

Concurrence; Ayes, 5; Noes, 0.

JAMES T. FLYNN

Chairman

The committee on Natural Resources reports and recommends:

**Senate Bill 90**

Authorizing the sale of certain lands by the department of natural resources.

Passage; Ayes, 5; Noes, 0.

**Senate Bill 198**

Relating to revising the woodland tax law and providing a penalty.

Passage; Ayes, 5; Noes, 0.

**Senate Bill 202**

Relating to hunter orange garments.

Passage; Ayes, 5; Noes, 0.

**Senate Bill 203**

Relating to removal of beaver built structures.

Passage; Ayes, 5; Noes, 0.

JEROME A. MARTIN

Chairman

---

PETITIONS AND COMMUNICATIONS

**Senate Petition 36**

A petition of the 4th senatorial district opposing the stated objectives of Assembly Bill 572 relating to a merger of the Shorewood and Whitefish Bay school districts with all or part of the City of Milwaukee, containing 141 signatures.

By Senator Sensenbrenner.

JOURNAL OF THE SENATE [April 17, 1975]

Read and referred to the committee on Education.

---

MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

**Assembly Bill 66**  
**Assembly Bill 145**  
**Assembly Bill 149**  
**Assembly Bill 150**  
**Assembly Bill 154**  
**Assembly Bill 388**

Concurred in:

**Senate Bill 94**

---

MESSAGE FROM THE ASSEMBLY CONSIDERED

**Assembly Bill 66**

Relating to making the ceiling on sanitary district taxes contingent upon equalized full value rather than assessed value.

By Representatives Looby, Lallensack, O'Malley, Roberts, Schroeder and Olson; co-sponsored by Senator Peloquin.

Read first time and referred to committee on Senate Organization.

**Assembly Bill 145**

Relating to controlled substances for research purposes and granting rule-making authority.

By Representatives Early and Giese; co-sponsored by Senators McKenna and Petri, by request of the Controlled Substances Board and the Council on Drug Abuse.

Read first time and referred to committee on Agriculture, Human Services, Labor and Taxation.

**Assembly Bill 149**

Relating to notice of a petition to have lands be approved as "Forest Croplands".

By Representatives Day, Schricker, Byers and Donoghue; co-sponsored by Senators LaFave and Krueger.

JOURNAL OF THE SENATE [April 17, 1975]

Read first time and referred to committee on Natural Resources.

**Assembly Bill 150**

Relating to required advance notice given to fiscal board members of fiscal board meetings.

By Representatives Groshek, Kincaid and Hasenohrl; co-sponsored by Senator Bablitch.

Read first time and referred to committee on Governmental and Veterans' Affairs.

**Assembly Bill 154**

Relating to requiring hotels to offer emergency assistance to disabled guests.

By Representatives Wahner, Flintrop, Jackamonis, Kirby and Soucie, by request of the Governor's Task Force on Problems of People with Physical Handicaps.

Read first time and referred to committee on Agriculture, Human Services, Labor and Taxation.

**Assembly Bill 388**

Relating to permitted use of poison bait.

By Representatives Mittness and Day, by request of Natural Resources Board.

Read first time and referred to committee on Natural Resources.

By request of Senators Whittow and Krueger, pursuant to senate rule 76, Senators were allowed to speak twice on each question; 2 minutes the first time and one minute the second time.

Senator Dorman asked unanimous consent that **Senate Bill 149** be withdrawn from the joint committee on Finance and considered for action at this time.

Senator Risser objected.

JOURNAL OF THE SENATE [April 17, 1975]

By request of Senator Bablitch, with unanimous consent, **Senate Bill 149** was withdrawn from the joint committee on Finance and referred to the committee on Senate Organization.

---

CALENDAR OF APRIL 16

**Senate Bill 122**

Relating to membership of board of election commissioners in populous cities.

Read a second time.

The question was: Adoption of senate amendment 1?

The amendment was adopted.

Senator Sensenbrenner moved indefinite postponement of **Senate Bill 122**.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 14.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan and Whittow -- 18.

Absent or not voting -- Senator Thompson -- 1.

So the motion prevailed.

Ordered to a third reading.

Senator Whittow asked unanimous consent that the bill be considered for final action at this time.

Senator Sensenbrenner objected.

Senator Whittow moved that the bill be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, Knutson, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan and Whittow -- 19.

JOURNAL OF THE SENATE [April 17, 1975]

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 13.

Absent or not voting -- Senator Thompson -- 1.

Less than two-thirds having voted in the affirmative the motion did not prevail.

**Senate Bill 124**

Relating to procedures for voting when a name does not appear on registry lists.

Read a second time.

Senate amendment 1 to **Senate Bill 124** offered by Senator Berger.

Senator Sensenbrenner moved rejection.

The motion did not prevail.

Senate amendment 1 adopted.

The question was: Shall **Senate Bill 124** be ordered to a third reading.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan and Whittow -- 18.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 14.

Absent or not voting -- Senator Thompson -- 1.

So the bill was ordered to a third reading.

Senator Whittow asked unanimous consent that **Senate Bill 124** be considered for final action at this time.

Senator Sensenbrenner objected.

Senator Whittow moved that **Senate Bill 124** be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, McKenna, Martin,

## JOURNAL OF THE SENATE [April 17, 1975]

Maurer, Morrison, Parys, Peloquin, Risser, Swan and Whittow -- 19.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 13.

Absent or not voting -- Senator Thompson -- 1.

Less than two-thirds having voted in the affirmative the motion did not prevail.

### **Senate Bill 125**

Relating to requiring sanitary districts to levy taxes based on equalized full value and making the ceiling on sanitary district taxes contingent upon equalized full value rather than assessed value.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 125** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 125** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

Ordered to a third reading.

By request of Senator Whittow, with unanimous consent, the bill was considered for final action at this time.

### **Senate Bill 125**

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno and Whittow -- 31.

Noes -- Senator LaFave -- 1.

Absent or not voting -- Senator Thompson -- 1.

So the bill passed.

JOURNAL OF THE SENATE [April 17, 1975]

**Senate Bill 154**

Relating to notice requirements for sidewalk repairs, performing minor sidewalk repairs and the duties of city engineers.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 154** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 154** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

Ordered to a third reading.

By request of Senator Whittow, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 154**

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 6; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Kleczka, Knowles, Krueger, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno and Whittow -- 26.

Noes -- Senators Cullen, Keppler, Knutson, LaFave, Murphy and Petri -- 6.

Absent or not voting -- Senator Thompson -- 1.

So the bill passed.

By request of Senator Frank, with unanimous consent, **Senate Bill 215** was rereferred to committee on Governmental and Veterans' Affairs.

**Senate Bill 226**

Relating to municipal bonds for street lighting.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 226** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 226** was withdrawn from the joint committee on Finance and considered for action at this time.

JOURNAL OF THE SENATE [April 17, 1975]

Read a second time.

Ordered to a third reading.

By request of Senator Whittow, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 226**

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno and Whittow -- 30.

Noes -- Senators Knutson and Petri -- 2.

Absent or not voting -- Senator Thompson -- 1.

So the bill passed.

By request of Senator Parys, with unanimous consent, **Senate Bill 262** was referred to committee on Commerce.

By request of Senator Dorman, with unanimous consent, **Senate Bill 266** was referred to joint committee on Finance.

---

CALENDAR OF APRIL 17

By request of Senator Dorman, with unanimous consent, **Senate Bill 130** was referred to joint committee on Finance.

**Senate Bill 131**

Relating to apprentice or operator's financial interest in beauty salon.

Read a second time.

The question was: Adoption of senate amendment 1?

The amendment was adopted.

The question was: Adoption of senate amendment 2?

The amendment was adopted.

Ordered to a third reading.

JOURNAL OF THE SENATE [April 17, 1975]

By request of Senator Whittow, with unanimous consent, the bill was placed at the foot of the calendar.

**Senate Bill 155**

Relating to public construction work contracts which are required to be open to public bids by counties, villages, vocational, technical and adult education districts, cities and city school districts.

Read a second time.

The question was: Rejection of senate amendment 1?

The amendment was rejected.

Ordered to a third reading.

By request of Senator Whittow, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 155**

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, LaFave, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan and Whittow -- 22.

Noes -- Senators Cullen, Knowles, Knutson, Krueger, Lorge, McKenna, Murphy, Petri, Sensenbrenner and Theno -- 10.

Absent or not voting -- Senator Thompson -- 1.

So the bill passed.

By request of Senator Dorman, with unanimous consent, **Senate Bill 175** was referred to joint committee on Finance.

Senator Dorman asked unanimous consent that **Senate Bill 175** be withdrawn from the joint committee on Finance and considered for action at this time.

Senator Bidwell objected.

**Senate Bill 220**

Relating to advertisement, display and sale of "indecent articles".

Read a second time.

The question was: Indefinite postponement?

## JOURNAL OF THE SENATE [April 17, 1975]

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Frank, Goyke, Hollander, Keppler, Kleczka, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Petri and Whittow -- 17.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Harnisch, Knowles, McKenna, Maurer, Morrison, Peloquin, Risser, Sensenbrenner, Swan, Theno and Thompson -- 16.

Absent or not voting -- None.

So the bill was indefinitely postponed.

### Senate Bill 222

Relating to work release for prison inmates.

Read a second time.

Ordered to a third reading.

By request of Senator Whittow, with unanimous consent, the bill was considered for final action at this time.

### Senate Bill 222

Read a third time.

Senator Parys moved indefinite postponement.

The ayes and noes were demanded and the vote was: ayes, 5; noes, 28; absent or not voting, 0; as follows:

Senators Bidwell, Hollander, Keppler, Knutson and Parys -- 5.

Absent -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 28.

Absent with leave -- None.

So the motion did not prevail.

President pro tempore of the senate in the chair.

10:30 A.M.

Senator Bablitch in the chair.

10:35 A.M.

President of the senate in the chair.

10:40 A.M.

The question was: Passage of **Senate Bill 222?**

JOURNAL OF THE SENATE [April 17, 1975]

The bill passed.

**Senate Bill 223**

Relating to leave for qualified prison inmates and granting rule-making authority.

Read a second time.

Senator Whittow moved indefinite postponement.

Senator Krueger asked unanimous consent that **Senate Bill 223** be referred to joint committee on Finance.

Senator Swan objected.

Senator Krueger raised the point of order that **Senate Bill 223** should have a fiscal note and should be referred to the joint committee on Finance.

The chair ruled the point of order not well taken.

By request of Senator Devitt, with unanimous consent, **Senate Bill 223** was referred to committee on Agriculture, Human Services, Labor and Taxation.

**Senate Bill 238**

Relating to establishment of guidelines for the management and use of investments held by eleemosynary institutions and funds.

Read a second time.

Ordered to a third reading.

By request of Senator Whittow, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 238**

Read a third time and passed.

**Senate Bill 131**

By request of Senator Whittow, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 131**

Read a third time and passed.

**Assembly Bill 59**

Relating to annual reports by health professional liability insurers to the commissioner of insurance and granting rule-making authority.

Read a second time.

JOURNAL OF THE SENATE [April 17, 1975]

By request of Senator Dorman, with unanimous consent, **Assembly Bill 59** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 59** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

Ordered to a third reading.

By request of Senator Whittow, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 59**

Read a third time.

Senator Chilsen moved nonconcurrency.

The ayes and noes were demanded and the vote was: ayes, 8; noes, 25; absent or not voting, 0; as follows:

Ayes -- Senators Chilsen, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge and Parys -- 8.

Noes -- Senators Bablitch, Berger, Bidwell, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Kleczka, McKenna, Martin, Maurer, Morrison, Murphy, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 25.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Concurrence?

The ayes and noes were demanded and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, LaFave, McKenna, Martin, Maurer, Morrison, Murphy, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 27.

Noes -- Senators Chilsen, Knowles, Knutson, Krueger, Lorge and Parys -- 6.

Absent or not voting -- None.

So the bill was concurred in.

JOURNAL OF THE SENATE [April 17, 1975]

By request of Senator Whittow, with unanimous consent, all actions were ordered immediately messaged.

By request of Senator LaFave, with unanimous consent, the senate returned to the third order of business.

---

BILLS INTRODUCED

Read first time and referred:

**Senate Bill 345**

Relating to standards for outdoor advertising.

By Senators LaFave, Devitt, Krueger, Martin, Parys, and Keppler.

To committee on Commerce.

**Senate Bill 346**

Relating to corporate income and franchise taxes.

By Senators Berger and Dorman, by request of the Department of Revenue.

To joint committee on Finance.

By request of Senator Parys, with unanimous consent, the senate recessed until 11:45 A.M.

11:30 A.M.

---

RECESS

11:45 A.M.

The senate reconvened.

By request of Senator Keppler, with unanimous consent, the appeal of the ruling of the chair as it relates to **Senate Resolution 9** was considered for action at this time.

The question was: Shall the ruling of the chair be sustained?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -  
- 19.

## JOURNAL OF THE SENATE [April 17, 1975]

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 12.

Absent or not voting -- Senators Knowles and Knutson -- 2.

So the ruling of the chair was sustained.

President pro tempore of the senate in the chair.

12:10 P.M.

---

### AMENDMENTS OFFERED

Senate amendment 2 to **Senate Bill 149** by Senators Dorman, Sensenbrenner and Chilsen.

Senate amendment 2 to **Assembly Joint Resolution 28** by Senators Chilsen, Lorge, Keppler, Theno, Sensenbrenner, Petri, Devitt, Krueger, Bidwell and Hollander.

Senate amendment 1 to **Assembly Bill 156** by Senator Bidwell.

By request of Senator Keppler, with unanimous consent, the senate adjourned in honor of Samuel Chase, a great American patriot.

Upon motion of Senator Whittow the senate adjourned until 9:30 A.M. Friday, April 18.

12:15 P.M.

---

### INTRODUCTION OF GUESTS

Senator Morrison introduced Sandi Wirth of Dubuque, Iowa.

Senator Dorman introduced Joy Walther of Racine.

Senator Knutson introduced the American Government class of Hillsboro High School.

Senator Goyke introduced the 8th grade History class of Winneconne.

Senator Bablitch introduced members of the League of Women Voters of Ripon, Stevens Point and Marshfield.

Senator Knowles introduced Mrs. Charles Pearluiian, Minneapolis, Elizabeth Sandell, St. Paul, Mrs. Gladys Nelson, St. Paul and Mrs. Shirley Smith, St. Paul, who are attending the Midwest Association for the Education of Young Children.